

PATENT
Customer No. 22,852
Attorney Docket No. 07810.0121-00

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:)
Michael J. GARSKA et al.)
Application No.: 10/531,470) Group Art Unit: 3653
Filed: November 21, 2005) Examiner: Kalyanavenka K. Kumar
For: METHOD OF TREATING AN) Confirmation No.: 7009
AQUEOUS SUSPENSION OF)
KAOLIN)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Via EFS-Web

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicant appeals the claim rejection included in the final Office Action mailed August 27, 2008, to the Board of Patent Appeals and Interferences.

The item(s) checked below are appropriate:

1. Applicant submits herewith a Petition requesting a two-month extension of time, based on the August 27, 2008, mailing date of the final Office Action. The required petition fee of \$490.00 is being paid electronically.
2. Applicant has previously filed a Petition for extension of time extending the period for response to the outstanding Office action to [Date]. Applicant now petitions for an additional extension of time to extend the period for response to [Date]. The petition fee of \$[Fee] is enclosed.
3. The Notice of Appeal Fee of \$540.00 is being paid electronically.
4. The Notice of Appeal Fee was previously paid in this application on [Date], but the appeal was not completed. Accordingly, no Appeal Fee is due at this time.

5. A pre-appeal brief conference is requested. A Pre-Appeal Brief Request for Review is submitted herewith.

Please grant any extensions of time required to enter this Notice of Appeal and consider the Pre-Appeal Brief Request for Review, and charge any additional required fees to Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: January 27, 2009

By: 
Christopher T. Kent
Reg. No. 48,216